

Amendment No. 1 to SB2438

Beavers
Signature of Sponsor

AMEND Senate Bill No. 2438*

House Bill No. 2733

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 39-13-511, is amended by deleting subsection (b)(2) and substituting instead the following:

(2) "Indecent exposure" as defined in subdivision (b)(1), is a Class B misdemeanor, unless the defendant is eighteen (18) years of age or older and the victim is under thirteen (13) years of age, in which event, indecent exposure is a class A misdemeanor. Additionally, "indecent exposure" as defined in subdivision (b)(1) is a Class E felony when the defendant is eighteen (18) years of age or older, the victim is under thirteen (13) years of age, and the defendant has any combination of two (2) or more prior convictions under this section or is a sexual offender, violent sexual offender or violent juvenile sexual offender, as defined in § 40-39-202.

SECTION 2. Tennessee Code Annotated, Section 39-17-315, is amended by amended by deleting subdivision (b)(2) and substituting instead the following:

(2) Stalking is a Class A misdemeanor.

(3) Stalking is a Class E felony if the defendant, at the time of the offense, was required to or was registered with the Tennessee bureau of investigation as a sexual offender, violent sexual offender or violent juvenile sexual offender, as defined in § 40-39-202.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.